

UNITED STATES OF AMERICA  
UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

JAMES EUGENE LUTTRELL, )  
v. )  
Plaintiff, ) Case No. 1:07-cv-864  
v. ) Honorable Wendell A. Miles  
MARY BERGHUIS et al., )  
Defendants. )

## JUDGMENT

In accordance with the Opinion filed this date:

**IT IS HEREBY ORDERED** that Plaintiff's action be **DISMISSED** with prejudice  
state a claim pursuant to 28 U.S.C. § 1915A(b), and 42 U.S.C. § 1997e(c).

For the same reasons that the Court dismisses the action, the Court discerns no good-faith basis for an appeal. *See* 28 U.S.C. § 1915(a)(3); *McGore v. Wrigglesworth*, 114 F.3d 601, 611 (6th Cir. 1997).

Dated: November 5, 2007

/s/ Wendell A. Miles  
Wendell A. Miles  
Senior United States District Judge